

Notice of Allowability

Application No.

10/785,501

Examiner

Charles E. Anya

Applicant(s)

BURGER ET AL.

Art Unit

2194

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment/remarks of 1/2/08 and examiner's amendment of 3/19/08.
2. ☒ The allowed claim(s) is/are 1-11,19-30,32-43: now renumbered as 1-35.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
 - * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date 1/2/08
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 3/19/08.
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

/Meng-Ai An/
Supervisory Patent Examiner, Art Unit 2195

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

1. Authorization for this examiner's amendment was given in a telephone interview with Mr. Victor B. Lebovici (Reg. No. 30,864) on 3/19/08.

2. In the claims:

Rewrite claim 33 as follows:

a. Claim 33:

A device for receiving input of a predetermined type from a user and providing corresponding user input information to a plurality of independent, concurrent applications, the device comprising:

a processor;

said processor being operative to execute a plurality of instructions including (1) to receive, for each application, a respective subscription message identifying a respective pattern of user input upon whose occurrence the application is to be notified, (2) to monitor the user input to identify the occurrence of the respective patterns identified in the subscription messages, and (3) upon the occurrence of the user input pattern identified in a given subscription message, to notify the corresponding

Art Unit: 2195

application via a signaling channel linking the application with the device, wherein each subscription message optionally includes a persistence indicator indicating that the processor is to notify the application for each of multiple occurrences of the user input pattern identified in the subscription message, and wherein the processor is further operative:

(1) to determine for each subscription message whether the persistence indicator is included (2) if the persistence indicator is included, then to repeat the monitoring and notifying for a subsequent occurrence of the user input pattern, and (3) if the persistence indicator is not included, then to cease the monitoring for the input pattern upon the first notification of the application that the user input pattern has occurred.

b. Claim 34:

- line 1, insert before "operative" – wherein said processor is --;

c. Claim 35:

- line 1, replace "comprising" with – wherein said device is --;

d. Claim 36:

- line 2, replace "the device" with – said processor --;

e. Claim 37:

- line 2, replace "the device" with – said processor --;

f. Claim 38:

- line 1, insert before "operative" – wherein said processor is --;

g. Claim 41:

- line 1, replace "the comprising" with – further including --;

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charles E. Anya whose telephone number is 571-272-3757. The examiner can normally be reached on 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Meng-Ai An can be reached on 571-272-3756. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2195

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Meng-Ai An/
Supervisory Patent Examiner, Art Unit 2195

cea.